

Serial No. 10/657,139
KKH.039D2
Letter dated December 16, 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Shinji Ohuchi et al.

Group Art Unit: 2893

Serial No.: 10/657,139

Examiner: D. Nguyen

Filed: September 9, 2003

Confirm. No.: 1910

For: SEMICONDUCTOR DEVICE INCLUDING SEMICONDUCTOR ELEMENTS
MOUNTED ON BASE PLATE

LETTER SUBMITTING TERMINAL DISCLAIMER

U.S. Patent and Trademark Office

****Via efilng****

Randolph Building

401 Dulany Street

Alexandria, VA 22314

Date: December 16, 2009

Sir:

During a telephone interview conducted on December 10, 2009, Examiner Nguyen confirmed that the above identified application would be in condition for allowance, except for an obviousness-type double-patenting rejection in view of U.S. Patent No. 7,592,690. The Examiner requested filing of a Terminal Disclaimer to overcome the double-patenting rejection, to place the application in condition for allowance.

Although Applicants do not necessarily concede that the non-statutory obviousness-type double patenting as discussed during the telephone interview is

proper, a Terminal Disclaimer has been filed herewith merely to advance prosecution. Accordingly, the Examiner is respectfully requested to withdraw the double patenting rejection, and to acknowledge that the above identified application is in condition for allowance as including claims 34-37, 46, 53-58 and 60.

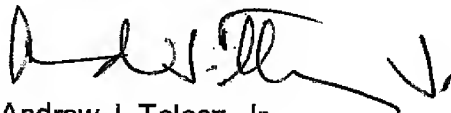
The Examiner is respectfully requested to reconsider and withdraw the corresponding rejection, and to pass the claims of the present application to issue, for at least the above reasons.

In the event that there are any outstanding matters remaining in the present application, please contact Andrew J. Telesz, Jr. (Reg. No. 33,581) at (571) 283-0720 in the Washington, D.C. area, to discuss these matters.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment for any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-0238.

Respectfully submitted,

VOLENTINE & WHITT, P.L.L.C.

A handwritten signature in black ink, appearing to read 'Andrew J. Telesz, Jr.', with a stylized flourish at the end.

Andrew J. Telesz, Jr.
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Enclosure: Terminal Disclaimer